3510-DS-P

DEPARTMENT OF COMMERCE

International Trade Administration

[A-533-869]

Certain New Pneumatic Off-the-Road Tires from India: Final Results of Expedited Sunset Review of the Antidumping Duty Order

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: As a result of this expedited sunset review, the U.S. Department of Commerce (Commerce) finds that revocation of the antidumping duty (AD) order on certain new pneumatic off-the-road tires (off-road tires) from India would be likely to lead to continuation or recurrence of dumping at the levels indicated in the "Final Results of Review" section of this notice.

DATES: Applicable [INSERT DATE OF PUBLICATION IN THE *FEDERAL REGISTER*]. **FOR FURTHER INFORMATION CONTACT:** Lilit Astvatsatrian, AD/CVD Operations, Office IV, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-6412.

SUPPLEMENTARY INFORMATION:

Background

On February 1, 2022, Commerce published the notice of initiation of the sunset review of the AD order on off-road tires from India,¹ pursuant to section 751(c) of the Tariff Act of 1930, as amended (the Act).² In accordance with 19 CFR 351.218(d)(1)(i) and (ii), Commerce received notices of intent to participate in these sunset reviews from a domestic producer³ within

¹ See Certain New Pneumatic Off-the-Road Tires from India: Antidumping Duly Order, 82 FR 12553 (March 6, 2017) (Order); and Certain New Pneumatic Off-the-Road Tires from India: Notice of Correction to Antidumping Duty Order, 82 FR 25598 (June 2, 2017).

² See Initiation of Five-Year (Sunset) Review, 87 FR 5467 (February 1, 2022).

³ The domestic producer is Titan Tire Corporation.

15 days after the date of publication of the *Initiation Notice*.⁴ The domestic producer claimed domestic interested party status under section 771(9)(C) of the Act, as a manufacturer of a domestic like product in the United States.

On March 3, 2022, the domestic producer submitted a timely substantive response within the 30-day deadline specified in 19 CFR 351.218(d)(3)(i).⁵ Commerce did not receive a substantive response from any other interested parties with respect to the *Order* covered by this sunset review, nor was a hearing requested. On December 20, 2021, Commerce notified the U.S. International Trade Commission that it did not receive an adequate substantive response from respondent interested parties.⁶ As a result, pursuant to section 751(c)(3)(B) of the Act and 19 CFR 351.218(e)(1)(ii)(C)(2), Commerce conducted an expedited (120-day) sunset review of the *Order*.

Scope of the *Order*

The products covered by the *Order* are off-road tires from India. For a full description of the scope, *see* the Issues and Decision Memorandum.⁷

Analysis of Comments Received

All issues raised in this sunset review are addressed in the Issues and Decision Memorandum, including the likelihood of continuation or recurrence of dumping and the magnitude of the margins of dumping likely to prevail if the *Order* were revoked. A list of topics discussed in the Issues and Decision Memorandum is included as the appendix to this notice. The Issues and Decision Memorandum is a public document and is on file electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at

⁴ See Domestic Producer's Letter, "Certain New Pneumatic Off-the-Road Tires from India: Notice of Intent to Participate in Sunset Review," dated February 16, 2022.

⁵ See Domestic Producer's Letter, "Certain New Pneumatic Off-the-Road Tires from India: Substantive Response to Notice of Initiation," dated March 3, 2022.

⁶ See Commerce's Letter, "Sunset Reviews Initiated on November 1, 2021," dated December 20, 2021.

⁷ See Memorandum, "Issues and Decision Memorandum for the Final Results of Expedited Sunset Review of the Antidumping Duty Order on Certain New Pneumatic Off-the-Road Tires from India," dated concurrently with, and hereby adopted by, this notice.

https://access.trade.gov. A complete version of the Issues and Decision Memorandum can be accessed directly at https://access.trade.gov/public/FRNotices/ListLayout.aspx.

Final Results of Sunset Review

Pursuant to sections 751(c) and 752(c)(1) and (3) of the Act, Commerce determines that

revocation of the *Order* would be likely to lead to continuation or recurrence of dumping, and

that the magnitude of the dumping margins likely to prevail would be weighted-average margins

of up to 3.67 percent.

Administrative Protective Order

This notice serves as the only reminder to parties subject to administrative protective

order (APO) of their responsibility concerning the destruction of proprietary information

disclosed under APO in accordance with 19 CFR 351.305(a). Timely written notification of the

destruction of APO materials or conversion to judicial protective orders is hereby requested.

Failure to comply with the regulations and terms of an APO is a violation which is subject to

sanction.

Notification to Interested Parties

We are issuing and publishing these final results in accordance with sections 751(c),

752(c), and 777(i)(1) of the Act, and 19 CFR 351.218.

Dated: June 1, 2022.

Lisa W. Wang,

Assistant Secretary for Enforcement and Compliance.

Appendix

List of Topics Discussed in the Issues and Decision Memorandum

- I. Summary
- II. Background
- III. Scope of the *Order*
- IV. History of the *Order*
- V. Legal Framework
- VI. Discussion of the Issues
 - 1. Likelihood of Continuation or Recurrence of Dumping
 - 2. Magnitude of the Margins Likely to Prevail
- VII. Final Results of Sunset Review
- VIII. Recommendation

[FR Doc. 2022-12251 Filed: 6/6/2022 8:45 am; Publication Date: 6/7/2022]